

CITY OF LEON VALLEY



CITY COUNCIL REGULAR MEETING

Leon Valley City Council Chambers
6400 El Verde Road, Leon Valley, Texas 78238
Monday, May 12, 2014

MINUTES

The City Council of the City of Leon Valley, Texas met on the 12th day of May 2014 at 6:45 p.m. at the Leon Valley City Council Chambers located at 6400 El Verde Road, Leon Valley, Texas for the purpose of the following business.

PRESENTATIONS AND CEREMONIAL ITEMS – 6:45 P.M.

Mayor Chris Riley called this portion of tonight's meeting to order at 6:47 p.m.

Proclamation declaring May as Motorcycle Safety Awareness Month.

Mayor Riley presented a proclamation to Mr. John Caillouette, Safety and Awareness Coordinator, San Antonio Region, Texas Confederation of Clubs and Independent Riders declaring May as Motorcycle Safety Awareness Month in the City of Leon Valley, Texas.

Mayor Riley adjourned this portion of the meeting at 6:54 p.m.

REGULAR CITY COUNCIL MEETING – 7:00 P.M.

Call to order and Pledge of Allegiance.

Mayor Riley called the Regular City Council Meeting to order at 7:00 p.m. and asked that the minutes reflect that all of the members of City Council were present: Council Members Art Reyna, Ricardo Ruiz, Jack Dean, Abraham Diaz, and Paul Biever.

City Manager Manuel Longoria, Jr., City Secretary Sandra Passailaigue, Human Resources Director Crystal Caldera, Fire Chief Luis Valdez, Assistant Fire Chief Bill Lawson, Police Chief Randall Wallace, Economic Development Director Claudia Mora, Director of Public Works Melinda Moritz, Assistant Public Works Director David Dimaline, and Community Development Director Kristie Flores were also present.

Mayor Riley asked Troop 911 of Northwest Hills Christian Church to lead the Pledge of Allegiance.

Mayor Riley then read aloud the rules on citizens to be heard as adopted by City Council in January of this year.

Citizens to be heard and time for objections to the Consent Agenda.

Mayor Riley requested that Item 4b of tonight's agenda be pulled for discussion.

Mayor Riley then went on to citizens to be heard.

- Lyn Joseph – 6423 Trotter Ln. – asked City Manager Longoria about her questions to him last month indicating that she would like an answer.
 - *As allowed by Attorney General Opinion JC 0169, City Manager Longoria provided a factual response* by informing Ms. Joseph as well as the City Council and other guests that by the end of the week ALL of the questions that came up during this election season would be available for all to see with the answers. These questions have been categorized and the hope is to be more informative.
- Albert Uvietta – 6923 Sunlight Dr. – deferred to a later item.
- Daniel S. Rodriguez -7003 Wagon Spoke – deferred to a later item.
- Anthony Tobias – 706 E. Euclid Avenue – voiced his concerns with the contract he is in with the City of Leon Valley for the 2014 Jazz Festival.
- Benny Martinez – 6319 Rue Sophie – deferred to a later item.
- Walter Geraghty – 7315 Ellerby Point – thanked the outgoing Council for an “outstanding job” and about his concerns with speeding on Bandera and Seneca.
- Carlton Soules – 3523 Mary Mt. – introduced himself as a candidate for Bexar County Judge.
- Olen Yarnell – 7230 Sulky Ln. – asked for clarification of the City Attorneys response to his concern about time limitations on citizen comments which he made during the Citizens to be Heard portion of the April Council meeting.

CONSENT AGENDA

Approval of City Council Minutes. (Passailaigue)

- a) April 12, 2014 Coffee with the Mayor & Council
- b) April 14, 2014 Regular City Council Meeting

Approval of Quarterly Investment Report for the Quarter ended March 31, 2014. M&C # 05-09-14 (V. Wallace)

Consideration of an ordinance accepting grants from the Southwest Texas Regional Advisory Council, Texas Forest Service and Law Enforcement Officer Standards and Education and corresponding budget adjustment. M&C # 05-01-14 (Valdez & R. Wallace)

Mayor Riley requested that City Secretary Passailaigue add more information to the minutes of the April 14, 2014 Council meeting (Item 4b) regarding EDC public hearing for \$15,000 expenditure and how that will be split between the 4th of July event and the Jazz Festival; the Mayor also asked that more information in the City Manager's report on capital facilities and why the \$55,000 for the fire station lots were added as an expense that we had not accounted for previously; and to also add under the City Manager's Report verification that the street will remain as a 4 lane road and that the rehab will be funded from the street maintenance fund, with a plan to be forthcoming to Council.

A motion was made by Councilman Jack Dean, seconded by Councilman Art Reyna, to approve consent agenda items 4a, 5 and 6. Upon a unanimous vote, Mayor Riley announced the motion carried and all listed Consent Agenda items were approved.

REGULAR AGENDA

Consider action to appoint new members to the Library Board at the request of the Acting Chairperson, Staph due to a critical need to fill three (3) vacancies. M&C #05-08-14 (Passailaigue)

Acting Library Board of Trustees Acting Chairperson, Horace Staph, Ph. D. submitted a written request to asking that the City Council consider the three applicants to fill vacancies on the board. The Board has been unable to meet since January 2014 due to a lack of quorum. This request was submitted in accordance with Ordinance 2014-01-13-02 § 1.(b) 1.a. stating that the Chairperson of a Tier I and II Board may request consideration of appointments for a vacancy outside of the appointment schedule if there is a critical need for immediate consideration.

A motion was made by Councilman Art Reyna, seconded by Councilman Abraham Diaz, to appoint Mary (Katie) Gwaltney, Peggy Bissett and Jill Crane to the Leon Valley Public Library Board of Trustees. Upon a unanimous vote, Mayor Riley announced the motion carried.

Presentation and possible action on the operation of the Leon Valley Community Pool. M&C #05-02-14 (Dimaline)

a) Presentation and status report.

b) Consideration of ordinance approving an amendment to the Fiscal Year 2014 Budget to appropriate funding.

Assistant Public Works Director Dimaline presented a summary of repairs totaling \$21,946. Mr. Dimaline proceeded to inform the Council and guests that the City received a low bid of \$36,027 from Aquatica Pool Management, Inc. which was withdrawn. The second lowest bid came from SA Pool Management for \$37,984 to provide pool maintenance services which would include opening the pool from Memorial Day through Labor Day; providing three (3) lifeguards; and maintenance of water quality and logging test results three (3) times a day; collecting fees and monitoring membership. Mr. Dimaline added that the operational costs of \$11,500 and pool maintenance cost of \$25,000 are already in the budget. However, to complete all of the required repairs and cover operational expenditures, staff is requesting a budget adjustment of \$34,930.

Mr. Dimaline submitted the staff recommendation which is to contract with Clear Blue Water Pool Repair and Service, LLC to repair the items listed in the report which would take a week to complete; and also to contract with SA Pool Management for the Fiscal Year 2014 season to manage and operate the pool which would require the \$34,930 budget adjustment.

- Carolyn Gabriel – 6014 N. Forest Bend – spoke in opposition of the pool being “free”.
- Carmen Sanchez – 7306 Ellerby Pt. – spoke in favor of the pool being “free” and suggested limiting membership to Leon Valley residents only.
- Benny Martinez – 6319 Rue Sophie – echoed Ms. Sanchez’ comments

A motion was made by Councilman Paul Bieber, seconded by Councilman Art Reyna, to approve and adopt Ordinance No. 14-004 funding the operation of the City pool, moving forward with the proposed repairs and with the budget adjustment as presented. Upon a unanimous vote, Mayor Riley announced the motion carried.

Councilman Diaz suggested that a line item be added to the budget for the City Pool.

A Public Hearing, second reading, and consideration of Resolution No. 14-01R approving the expenditure of \$15,000 from the Leon Valley Economic Development Corporation for the co-sponsorship of the City of Leon Valley 4th of July Celebration and Fall Jazz Festival. M&C # 05-03-14 (Mora)

Economic Development Director Claudia Mora by saying that the intent of this item is to conduct the second of two public hearings and reading of the resolution approving the expenditure of Leon Valley Economic Development Corporation (LVEDC) funding, and to receive input from the citizens of Leon Valley regarding the LVEDC's co-sponsorship of the July 4th Celebration and Fall Jazz Festival. The first reading was conducted on April 14, 2014. At the request of Mayor Riley, Ms. Mora confirmed that of the designated \$15,000, \$10,000 was for project management for the 4th of July Celebration; and then \$5000 for publication expenditures to be split 50/50 for the Fall Jazz Festival and the 4th of July Celebration.

Mayor Riley opened the public hearing at 8:09 p.m.

- Carmen Sanchez – 7306 Ellerby Pt. – spoke with concern of payment to Mr. Anthony Tobias.
- Anthony Tobias – 706 E. Euclid Ave. – expressed his concerns with the contract he holds with the City for the Fall Festival as well as his concerns with payment of services.

There being no further comments from the public, Mayor Riley closed the public hearing at 8:15 p.m.

A motion was made by Councilman Paul Bieber, seconded by Councilman Art Reyna, to approve Resolution No. 14-01R as presented. Upon a unanimous vote, Mayor Riley announced the motion carried.

Presentation and possible action on an ordinance amending the City of Leon Valley's Code of Ordinances, Article 8.0, "Fireworks". M&C # 05-04-14 (Valdez)

Fire Chief Luis Valdez presented this item with the intent of amending the City's Code of Ordinances to allow for the permitted use of fireworks during holidays and special events.

A motion was made by Councilman Abe Diaz, seconded by Councilman Jack Dean, to approve and adopt Ordinance No. 14-003 as presented. Upon a unanimous vote, Mayor Riley announced the motion carried.

Presentation and possible action on an ordinance amending the City of Leon Valley's Fee Schedule, Article A9.003. M&C # 05-05-14 (Valdez)

A motion was made by Councilman Abe Diaz, seconded by Councilman Jack Dean, to approve and adopt Ordinance No. 14-006 as presented. Upon a unanimous vote, Mayor Riley announced the motion carried.

Presentation and possible action on a resolution adopting or providing direction on the new City seal as part of the process for developing a new City brand and City identity. M&C # 05-06-14 (Mora)

A motion was made by Councilman Abe Diaz, seconded by Councilman Paul Biever, to approve Resolution No. 14-02R as presented. Upon a unanimous vote, Mayor Riley announced the motion carried.

DISCUSSION AGENDA

An item to discuss the establishment of a commission to evaluate a Home Rule Charter for the City of Leon Valley. (Mayor Riley)

City Attorney Charles Zech gave a brief presentation on Texas Home Rule Charters.

- Elizabeth Maloy – 7411 Chenal Pt. – spoke in favor of having one zip code for all of Leon Valley and for Leon Valley becoming a Home Rule City.
- Carmen Sanchez – 7306 Ellerby Pt. – spoke in favor of Leon Valley becoming a Home Rule City.
- Benny Martinez – 6319 Rue Sophie– spoke in favor of Leon Valley becoming a Home Rule City.

No action was taken.

Presentation and report by Waters Consulting on City of Leon Valley Personnel Compensation Study. M&C 04-08-14 (Consultant Linda Wishard)

Linda Wishard, Consultant with Waters Consulting gave a presentation on the results of the Leon Valley Personnel Compensation Study. No action was taken.

City Manager's Report.

- a) Report on Upgrade of the City of Leon Valley's ISO Fire Insurance Rating
- b) Capital Facilities Monthly Report
- c) Update on the MPO Evers Road Grant
- d) \$100,000 accounting on the Park improvements
- e) Monthly Departmental Reports
- f) Approved Minutes from Boards, Commission and Committees
- g) City Employee news and updates
- h) Future Agenda Items:
 - May 19, 2014 Canvassing of the Election
 - Public Hearing on Planned Improvements on the Huebner Creek Hike & Bike Trail Capital Project – June 9, 2014
 - Board Appointments – June 9, 2014
 - An ordinance amending the City Code regarding regulations of boarders, commercial businesses and vehicles in R-1 zoning districts.

City Manager Manuel Longoria, Jr. reported on the following: a) Fire Chief Valdez gave a brief presentation on the improvement to the City's ISO rating; the rating went from a Class 4 rating to a Class 3 PPC, ISO rating. b) Mr. Longoria informed the Council and guests that street signs have arrived and will be installed soon. The hike & bike construction documents are expected in June followed by Council review and then going to bid in August. The monuments are on schedule and should be completed by the end of June. Lastly, Mr. Longoria announced that the canvassing of the election had been moved to May 20, 2014 at 6:00 p.m.

Citizens to be heard.

- Daniel Rodriguez – 7003 Wagon Spoke – asked that something be done about a nuisance he reported. Mr. Rodriguez gave City Secretary Passailaigue photos of the nuisance to be given to the appropriate staff to address.

Announcements by the Mayor and Council Members.

- Councilman Reyna thanked guests and fellow Council for the opportunity to have served. Councilman Reyna then informed the Mayor that he had a scheduling conflict and would be unable to attend the May 17th Coffee with the Mayor & Council.
- City Attorney Zech reminded Council of the Annual Hog Wild event being held on Friday, May 23rd in San Marcos.
- Councilman Dean thanked guests and fellow Council for the opportunity to have served. Councilman Dean also informed the Mayor that he had a scheduling conflict and would be unable to attend the May 17th Coffee with the Mayor & Council.
- Councilman Biever informed the Mayor that he had a scheduling conflict and would be unable to attend the May 17th Coffee with the Mayor & Council.
- Mayor Riley updated everyone on the Big Give SA Event by informing all that over two million had been given.

Executive Session.

There was no Executive Session this evening.

Adjourn

Mayor Riley announced the meeting adjourned at 9:35 p.m.

APPROVED

Chris Riley

CHRIS RILEY
MAYOR

ATTEST:

Sandra Passailaigue
SAUNDRA PASSAILAIGUE, TRMC
CITY SECRETARY

